



LODI CITY COUNCIL
Carnegie Forum
305 West Pine Street, Lodi

AGENDA – REGULAR MEETING

Date: February 21, 2007

Time: Closed Session 5:30 p.m.
Regular Meeting 7:00 p.m.

For information regarding this Agenda please contact:

Randi Johl

City Clerk

Telephone: (209) 333-6702

NOTE: All staff reports or other written documentation relating to each item of business referred to on the agenda are on file in the Office of the City Clerk and are available for public inspection. If requested, the agenda shall be made available in appropriate alternative formats to persons with a disability, as required by Section 202 of the Americans with Disabilities Act of 1990 (42 U.S.C. Sec. 12132), and the federal rules and regulations adopted in implementation thereof. To make a request for disability-related modification or accommodation contact the City Clerk's Office as soon as possible and at least 24 hours prior to the meeting date.

C-1 Call to Order / Roll Call

C-2 Announcement of Closed Session

- a) Review of Council Appointees – City Manager and City Attorney – pursuant to Government Code §54957
- b) Pursuant to Government Code §54956.9(c); Conference with Legal Counsel; Anticipated Litigation/Initiation of Litigation Regarding 516 ½ East Tokay Street, Lodi, CA (APN 047-323-09), Stephen and Christine Banks; Quiet Title to Street Easement; One Potential Case

C-3 Adjourn to Closed Session

NOTE: THE FOLLOWING ITEMS WILL COMMENCE NO SOONER THAN 7:00 P.M.

C-4 Return to Open Session / Disclosure of Action

A. Call to Order / Roll call

B. Invocation – Barbara Taylor representing the Lodi Police Chaplains

C. Pledge of Allegiance

D. Presentations

- D-1 Awards – None
- D-2 Proclamations – None
- D-3 Presentations

- a) Centennial Reception for the 100th Anniversary of the Establishment of the Lodi Public Library, February 25, 2007 (LIB)

E. Consent Calendar (Reading; Comments by the Public; Council Action)

E-1 Receive Register of Claims in the Amount of \$7,162,819.76 (FIN)

E-2 Approve Minutes (CLK)

- a) February 6, 2007 (Shirtsleeve Session)
- b) February 7, 2007 (Regular Meeting)
- c) February 13, 2007 (Shirtsleeve Session)

Res. E-3 Adopt Resolution Awarding the Revised Bid for the Purchase of White Slough Water Pollution Control Facility Telephone System Replacement from AT&T (SBC), of Stockton, under the Terms of the State of California CALNET Contract (\$58,155.76); and Appropriate Funds (ISD / PW)

Res. E-4 Adopt Resolution Awarding the Contract for Public Works Department Tree Trimming 2007 to West Coast Arborists, Inc., of Stockton (\$18,290) (PW)

- Res. E-5 Adopt Resolution Authorizing the City Manager to Enter into Letters of Agreement between the City of Lodi and the Following Businesses for the Sale of Designated Municipal Electric Distribution Facilities: Lodi Iron Works (\$39,022.65) and CertainTeed Corporation (\$42,312.05) (EUD)
- E-6 Affirm Protest of 40-Year Time Extension to East Bay Municipal Utility District Mokelumne River Permit (PW)
- E-7 Set Public Hearing for March 7, 2007, to Consider and Approve Community Input and Proposals for Uses of the City's 2007-08 Federal Allocation of Community Development Block Grant and HOME Program Funds and the Reallocation of Available Funds from Previous Program Years (CD)
- E-8 Set Public Hearing for March 21, 2007, to Consider Resolution Approving New Rates for Solid Waste Collection (PW)
- E-9 Set Public Hearing for March 21, 2007, to Consider Resolution Establishing Area of Benefit and Reimbursable Costs for Lower Sacramento Road (Kettleman Lane to Harney Lane) Improvements (PW)
- Res. E-10 Adopt Resolution of Preliminary Approval, Resolution of Intention, and Resolution Initiating
Res. Proceedings to Annex Guild Avenue Industrial Zone 13 to Lodi Consolidated Landscape
Res. Maintenance Assessment District No. 2003-1; and Set Public Hearing and Deadline for Receipt of Ballots for April 4, 2007 (PW)
- E-11 Set Public Hearing for April 18, 2007, to Consider Adoption of Resolution Establishing Public Works Department Engineering Fees for Various Development-Related Engineering Services; Establishing Standard Unit Price Schedule for Calculation of Engineering Fees and Improvement Security; and Establishing Requirement for Warranty Security for Public Improvements (PW)

F. Comments by the Public on Non-Agenda Items

THE TIME ALLOWED PER NON-AGENDA ITEM FOR COMMENTS MADE BY THE PUBLIC IS LIMITED TO FIVE MINUTES.

The City Council cannot deliberate or take any action on a non-agenda item unless there is factual evidence presented to the City Council indicating that the subject brought up by the public does fall into one of the exceptions under Government Code Section 54954.2 in that (a) there is an emergency situation, or (b) the need to take action on the item arose subsequent to the agenda's being posted.

Unless the City Council is presented with this factual evidence, the City Council will refer the matter for review and placement on a future City Council agenda.

G. Comments by the City Council Members on Non-Agenda Items

H. Comments by the City Manager on Non-Agenda Items

I. Public Hearings

- Res. I-1 Public Hearing to Consider Resolution Adopting 2006-07 Federal Program of Transit Projects Lodi Urbanized Area (PW)
- I-2 Continue Public Hearing to April 4, 2007, to Consider the Following: (CD)
- a) Certify the Lodi Annexation Environmental Impact Report for the Westside Project;
 - b) Approve the Westside Development Project, Which Includes an Annexation, Pre-Zoning, Development Agreement, Amendment to the Bicycle Transportation Master Plan, and an Amendment to the Westside Facilities Master Plan to Incorporate 151 Acres into the City of Lodi to Allow Construction of 750 Dwelling Units, 3 Neighborhood/Community Parks, and a Public Elementary School at 351 East Sargent Road, 70 East Sargent Road, 212 East Sargent Road, and 402 East Sargent Road

NOTE: This item is a quasi-judicial hearing and requires disclosure of ex parte communications as set forth in Resolution No. 2006-31

J. Communications

- J-1 Claims Filed Against the City of Lodi – None
- J-2 Appointments
- a) Appointments to the Recreation Commission and Site Plan and Architectural Review Committee (CLK)
- b) Post for Vacancies on the Animal Shelter Task Force, Lodi Arts Commission, and Lodi Improvement Committee (CLK)
- J-3 Miscellaneous – None

K. Regular Calendar

- K-1 Discuss and Provide Direction on Future Development of Roget Park Located at 2229 Tienda Drive (PW / CD / PR)
 NOTE: This item is carried over from the meeting of 1/17/07
- K-2 Receive List of the Major Development Projects in North Stockton from the City of Stockton (CD)
 NOTE: This item is carried over from the meeting of 1/17/07
- Res. K-3 Adopt Resolution Adopting Local Goals and Policies, Declaring Intention to Establish Community Facilities District No. 2007-1 (Public Services) and to Levy a Special Tax Therein, and Setting Public Hearing for April 4, 2007, to Receive Public Input and to Act to Form the District (PW)
- K-4 Establish an Ad Hoc Council Committee for the Purpose of Reviewing the Railroad Avenue Affordable Housing Project Proposals and Select Two Council Members to Serve on that Committee (CD)
- Res. K-5 Consider Request to San Joaquin Council of Governments to Appoint a Member of the Lodi City Council to the San Joaquin Regional Rail Commission (CLK)
- K-6 Approve Expenses Incurred by Outside Counsel/Consultants Relative to the Environmental Abatement Program Litigation and Various Other Cases being Handled by Outside Counsel (\$217,628.30) (CA)

L. Ordinances – None

M. Adjournment

Pursuant to Section 54954.2(a) of the Government Code of the State of California, this agenda was posted at least 72 hours in advance of the scheduled meeting at a public place freely accessible to the public 24 hours a day.

Randi Johl
City Clerk